

RAMON BERNARD, ET AL.

- against -

Plaintiff(s)

JCJ BAKERY CORPORATION, ET AL.

Defendant(s)

Index No. 08 CV 3808

AFFIDAVIT OF SERVICE
OF:

SUMMONS AND COMPLAINT IN A
CIVIL ACTION

STATE OF NEW YORK: COUNTY OF WESTCHESTER ss:

DAVID LEVINE

BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY
TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on 06/13/08 at 1237 Hours at 781 BURKE AVENUE BRONX, NY 10467

deponent served the within SUMMONS AND COMPLAINT IN A CIVIL ACTION

on

CHARLIE NICOSIA

therein named,

INDIVIDUAL

A ☒

by delivering a true copy of each to said personally; deponent knew the person so served to be the person described as said person therein. ☒ (S) He identified (her) himself as such.

CORPORATION

B ☐

a (domestic) (foreign) corporation by delivering thereat a true copy of each to personally; deponent knew said corporation so served to be the corporation described in legal papers and knew said individual to be thereof

SUITABLE
AGE PERSON

C ☐

by delivering thereat a true copy of each to a person of suitable age and discretion. Said premises is recipient's (actual place of business) (dwelling house) (usual place of abode) within the state. ☐ (S) He identified (her) himself as of recipient

AFFIXING TO
DOOR, ETC.

D ☐

by affixing a true copy of each to the door of said premises, which is recipient's (actual place of business) (dwelling house) (usual place of abode) within the state. Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, thereat, having called there on the dates below:

MAILING
USE WITH
C or D

☐

Deponent also enclosed a copy of same in a postpaid sealed wrapper properly addressed to the above recipient and deposited at

said wrapper in (a post office) official depository under exclusive care and custody of the United States Postal Service within New York State.

Deponent further states that he describes the person actually served as follows

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx.)
MALE	WHITE	BLACK	50	6'2	200

MILITARY
SERVICE

☒

Person spoken to was asked whether the recipient(s) was (were) in the military service of the State of New York or the United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid deponent avers that the recipient(s) is (are) not in the military service of the State of New York or the United States as that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Act.

That at the time of such service deponent knew the person (s) so served as aforesaid to be the same person (s) mentioned and described as the defendant(s) in this action.

USE IN
NYC CIVIL CT.

☐

The language required by NYCRR 2900.2(a), (f) & (h) was set forth on the face of said summons (ss).

Sworn to before
me on the
06/16/08

GERI L. ALBERT
Notary Public, State of New York
No. 01AL5047399
Qualified in Westchester County
Commission Expires July 31, 2009

DAVID LEVINE
LICENSE No.
778982

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